IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE JURISDICTION

WRIT PETITION NO.3063 OF 2005

Ramdeo Laltaprasad Rajbhar ..Petitioner

Vs.

State of Maharashtra & Ors. ..Respondents

...

Mr.M.D.Pokale, for Petitioner
Mr.A.H.Palekar AGP for Respondent no.1
Mr.G.D.Utangale for Respondent no.2
Mr.Bharat Choudhary with Mrs.Lata
Wadhwani for Respnodent Nos.5 and 6.

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CORAM : B.H.MARLAPALLE,J.

DATE : MAY 4,2005

P.C.:

1. Heard Mr.Pokale, the learned counsel for the Petitioner.

2. The facts in this case are slightly different from the facts in W.P.NO. 3062 of 2005 which has been rejected just now. The eligibility of the Petitioner for being eligible as a member of the proposed Nalanda Co-Operative Housing Society is still under consideration and it is stated that the same issue is fixed for hearing on 9.5.2005.

3. In the meanwhile, he has been called upon to vacate the existing structure in his possession.

4. He has been directed to vacate the room presently in his possession and he has allotted an alternative accommodation i.e. Room no.295 chawl no.39 of the transit camp in Ghatkopar (East).

5. So long as he has been granted alternative accommodation, the order impugned, does not call for any interference and in any case, the work of rehabilitation of slump dwellers which is in progress need not be entertained.

6. While rejecting this petition, it is directed that the issue of petitioner’s eligibility be decided in any case within a period of two weeks.

7. Petition is rejected.

[B.H.MARLAPALLE,J.]